

AN ORDINANCE  
BY: ZONING COMMITTEE

06- 0 -1556

**AUTHORIZING THE MAYOR OR HER DESIGNEE  
TO AMEND ORDINANCE NUMBER 06-O-0033/Z-05-117  
BY CORRECTING THE RE-ZONING DESIGNATION  
IN THE LEGISLATION; AND FOR OTHER PURPOSES.**

**WHEREAS**, The City Council did adopt on May 1, 2006 and the Mayor did approve on May 8, 2006 Ordinance #06-O-0033/Z-05-117 and

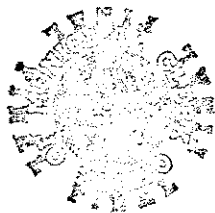
**WHEREAS**, the legislation did not have the correct re-zoning designation in the caption and in Section 1 which stated the zoning change from I-1 to MR-4 instead of I-1 to MR-4A which is the correct designation; and

**WHEREAS**, the Zoning Administrator and Law Department are in agreement with the amendment being made to this legislation.

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor is authorized to amend Ordinance 06-O-0033/Z-05-117 as follows:

**SECTION 1:** That the Caption and Section 1 be amended so that the legislation reflect the zoning change from I-1 to MR4A.

**Section 2:** - That all ordinances or parts of ordinances in conflict herewith are hereby waived.



City Council  
Atlanta, Georgia

06-0-0033

AN ORDINANCE  
BY: ZONING COMMITTEE

*Carla Smith*

Z-05-117  
Date Filed: 10-17-05

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the city of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **925 Joseph E. Lowery Boulevard, N.W.**, be changed from the I-1 (Light Industrial ) District to the MR4 (Multifamily Residential District, to wit:

ALL THAT TRACT or parcel of land lying and being Land Lot 150, 17<sup>th</sup> District. Fulton County, Georgia , being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

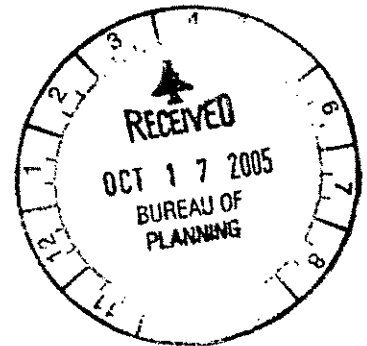
May 1, 2006  
May 8, 2006

Z-05-117

Legal Description for 925 Joseph E. Lowery Boulevard

All of that tract or parcel of land lying and being in Land Lot 150, 17<sup>th</sup> District, Fulton County, Georgia containing 3.658 acres, more or less, and being more particularly described as follows:

BEGINNING at the intersection of the easternmost right of way line of Joseph E. Lowery Blvd. formerly Ashby Street (50 foot right of way) with the northernmost right of way line of Jefferson Street, thence along the easternmost right of way of Joseph E. Lowery Blvd. 1,224.93 feet to a flat iron found and the TRUE POINT OF BEGINNING; thence continuing along said right of way North 00°23'29" East, a distance of 227.36 feet to a point; thence leaving said easternmost right of way line of Joseph E. Lowery Blvd. formerly Ashby Street North 56°40'26" East, a distance of 358.91 feet to a point; thence South 33°22'34" East, a distance of 516.79 feet to a point; thence North 89°18'51" West, a distance of 585.78 feet to a point on the easternmost right of way line of Joseph E. Lowery Blvd. formerly Ashby Street and the TRUE POINT OF BEGINNING.



RCS# 225  
5/01/06  
2:52 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

06-O-0573 06-O-0033 06-O-0574

ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 4  
EXCUSED: 0  
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Hall	Y Fauver	NV Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
NV Winslow	Y Muller	Y Sheperd	NV Borders

MULTIPLE

06-0-0033

(Do Not Write Above This Line)

AN ORDINANCE

BY: ZONING COMMITTEE

An Ordinance to rezone from the I-1 (Light Industrial ) District to the MR4 (Multifamily Residential District, property located at 925 Joseph E. Lowery Boulevard, N.W., fronting approximately 227.36 feet on the east side of Joseph E. Boulevard beginning 1,224.93 feet from the northeast corner of Jefferson Street.. Depth: 585.78 feet Area: 3.658 acres Land Lot 150, 17<sup>th</sup> District. Fulton County, Georgia.  
OWNER: MERIAM LAMAR (MCM ENTERPRISES, INC. APPLICANT: FIVE KINGS, INC. A GEORGIA CORPORATION NPU-L AND K COUNCIL DISTRICT 3

ADOPTED BY

MAY 01 2006

COUNCIL

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☒ PERSONAL PAPER REFER

Date Referred 1/3/06

Referred To: ZRB+Zoning

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred To

Committee

Date

Chair

Referred To

Committee

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FINAL COUNCIL ACTION  
☒ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☒ FC Vote

CERTIFIED

MAY 01 2006

CERTIFIED  
MAY 01 2006  
MAYOR'S ACTION

MAYOR'S ACTION

APPROVED  
MAY 08 2006  
MAYOR